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N. ANAYA

CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

**STATE OF HAWAII, by its Office of
Consumer Protection,**

VS.

CHARLES JAMES dba Marlborough University,

Defendant.

**DEFAULT JUDGMENT AGAINST
DEFENDANT CHARLES JAMES DBA
MARLBOROUGH UNIVERSITY**

Motion Filed September 25, 2001

HEARING

Date: October 12, 2001

Time: 8:30 a.m.

Judge:Victoria S. Marks

SCF: None

Trial Date: None

**DEFAULT JUDGMENT AGAINST DEFENDANT
CHARLES JAMES DBA MARLBOROUGH UNIVERSITY**

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant

Charles James dba Marlborough University, his agents, employees, successors and assigns, directly or indirectly, individually or in concert with others, or through any corporate or other device, be and are hereby permanently enjoined from:

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STATE OF IOWA
3RD DIVISION

JEFFREY E. BRUNTON #2833
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Attorney for Plaintiff

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of	)	CIVIL NO. 01-1-2370-08 (VSM)
Consumer Protection,	)	(Other Civil Action)
)	
Plaintiff,	)	DEFAULT JUDGMENT AGAINST
	)	DEFENDANT CHARLES JAMES DBA
	)	MARLBOROUGH UNIVERSITY
vs.)	
	)	Motion Filed September 25, 2001
)	
CHARLES JAMES dba Marlborough)	
University,	)	<u>HEARING</u>
	)	Date: October 12, 2001
Defendant.	)	Time: 8:30 a.m.
	)	Judge:Victoria S. Marks
)	
)	
	)	SCF: None
	)	Trial Date: None

DEFAULT JUDGMENT AGAINST DEFENDANT
CHARLES JAMES DBA MARLBOROUGH UNIVERSITY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant Charles James dba Marlborough University, his agents, employees, successors and assigns, directly or indirectly, individually or in concert with others, or through any corporate or other device, be and are hereby permanently enjoined from:

- a. Providing any post-secondary instructional programs or courses leading to a degree;
- b. Acting as or holding themselves out as a “college, academy, institute, institution, university” or anything similar thereto;
- c. Failing to comply with Hawaii Rev. Stat. Chap. 446E or § 480-2(a) in any particulars; and
- d. Owning or operating any business in the State of Hawaii or claiming to operate under the laws of the State of Hawaii until all restitution, civil penalties and costs entered herein are fully satisfied.

IT IS FURTHER ORDERED that AOK Business Services, its agents, employees, successors and assigns, directly or indirectly, individually or in concert with others, or through any corporate or other device from providing voice mail, mail forwarding, or any other service to the defendants.

IT IS FURTHER ORDERED the Business Registration Division of the Department of Commerce and Consumer Affairs of the State of Hawaii to dissolve, terminate, revoke and/or cancel all tradenames (including that for Marlborough University), trademarks, corporate registrations, certificates of authority held by or for the defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Charles James dba Marlborough University be and is hereby ordered to make

restitution to each consumer who requests a refund by paying said consumer a full refund of any amount(s) paid within 20 days of receipt of such a request.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, pursuant to Hawaii Rev. Stat. § 480-3.1, Defendant Charles James dba Marlborough University be and hereby is liable to Plaintiff for civil penalties in the amount of \$250,000.00.

There are no remaining claims against any party.

DATED: Honolulu, Hawaii, _____.

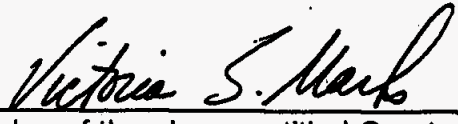
Judge of the above-entitled Court

Civil No. 01-1-2370-08 (VSM); State of Hawaii vs. Charles James dba Marlborough University; DEFAULT JUDGMENT AGAINST DEFENDANTS CHARLES JAMES DBA MARLBOROUGH UNIVERSITY

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, pursuant to Hawaii Rev. Stat. § 480-3.1, Defendant Charles James dba Marlborough University be and hereby is liable to Plaintiff for civil penalties in the amount of \$250,000.00.

There are no remaining claims against any party.

DATED: Honolulu, Hawaii, OCT 26 2001.


Judge of the above-entitled Court

Civil No. 01-1-2370-08 (VSM); State of Hawaii vs. Charles James dba Marlborough University; DEFAULT JUDGMENT AGAINST DEFENDANTS CHARLES JAMES DBA MARLBOROUGH UNIVERSITY